



AF/3625
133

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#19

In re Application of: §
Ianne Mae Howards Koritzinski et al. §
Serial No.: 09/476,708 §
Filed: December 30, 1999 §
For: IMAGING SYSTEM PROTOCOL §
HANDLING METHOD AND §
APPARATUS §
Group Art Unit: 3625
Examiner: Rosen, Nicholas D.
Atty. Docket: GEMS:0036--1/YOD
15-SV-5482

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June 7, 2004 Date	 Brent R. Knight

**RESPONSE TO ORDER RETURNING
UNDOCKETED APPEAL TO EXAMINER**

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JUN 17 2004
GROUP 3600

Dear Examiner:

This response is being filed in response to the Order Returning Undocketed Appeal to Examiner mailed on April 30, 2004. Appellants file this response to address certain matters raised in the Order that relate to the Appellants, which are discussed below.

With regard to the first issue, the required fee for the Appeal Brief filed on September 12, 2003, has not been applied against the deposit account. Based on a teleconference with Examiner Smith conducted on May 20, 2004, the charging of the required fee will be handled by the Art Unit 3625. As such, the Examiner will resolve this issue.


With regard to the second issue, in a response to a Non-Final Rejection mailed on November 14, 2002, page 15 of the response indicated that an attached page identified a "marked up version of the changes made to the drawings and the claims by the current amendment." As no amendments to the claims, specification, or drawings were made in that response, this paragraph was inadvertently included in the response. Accordingly, no attachments are missing from the file.

With regard to the third issue, a prior art statement and a Form 1449 with attachments are missing from the file. Attached in Appendix A is a copy of the originally filed Information Disclosure Statement along with the associated attachment. Further, Applicants have included the initialed version of the Form 1449. These copies are believed to be correct and true. As such, the Appellants have supplied all required information to the Examiner to resolve this issue for the Board.

In conclusion, the present application is believed to be ready for docketing once the Examiner handles the charging of the required fee for the Appeal Brief. In this response, Appellants have provided the requested documents and a statement regarding the missing amendments. Thus, once the payment issue is resolved by the Examiner, the present application is again ready for docketing as an appeal. Accordingly, Appellants again renew their request for favorable decision by the Board.

Date: June 7, 2004

Respectfully submitted,


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Appendix A